IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
CIVIL APPLICATION NO. 813 OF 2005
IN
WRIT PETITION NO.2193 OF 1999

Fayz-E-Husayni Trust, Bombay Petitioner

Vs.

Asha Joseph Martin & ors. Respondents

Mr.Sadique T. Doctor, Manager of the petitioner - Trust present in Court.

Mr.R.S.Upadhyay for respondent-employee.

CORAM: B.H.MARLAPALLE,J.
August 11, 2005.

ORAL ORDER:

. Heard Mr.Upadhyay, the learned counsel for the applicant-workman who is impleaded as respondent no.1 in Writ Petition No.2193 of 1999. The respondent nos.2 and 3 in the said petition are formal parties and they shall stand deleted forthwith.

. The applicant states that during the pendency of Writ Petition No.2193 of 1999 a settlement under section 2(p) read with section 18(1) of the Industrial Disputes Act, 1947 and Rule 62 of the Industrial Disputes (Bombay) Rules, 1957 was signed

between the parties i.e. the petitioner-employer Trust and the respondent no.1-employee on 5-2-2004. Clause (5) in the said settlement states that in view of the compromise between the parties both of them would make an application to this Court for disposal of Writ Petition No.2193 of 1999 in terms of the consent terms or the agreement. This civil application has been, therefore, moved for disposal of Writ Petition No.2193 of 1999. The civil application is, therefore, allowed in terms of prayer clause (a) and Writ Petition No.2193 of 1999 is disposed in terms of the settlement dated 5-2-2004 arrived at between the parties. Rule is made absolute in terms of the settlement. The surety furnished earlier hereby stands discharged.

. No costs.

(B.H.MARLAPALLE,J.)